IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO.158 OF 2007
IN
ARBITRATION PETITION NO.73 OF 2006

Oil & Natural Gas Corporation Ltd. ...Petitioners
vs.

M/s.Kats Organics Pvt.Ltd. ...Respondents

Mr.A.Prabhu i/b M. Dhruva & Co. for the Petitioners
Mr.G.R.Joshi i/b M.S.Bodhanwal & Co. for the Respondents

CORAM: A.S.OKA,J.
DATE : OCTOBER 5,2007

P.C.:

1. Heard the learned counsel in support of the chamber summons and the learned counsel for the respondents.

2. The chamber summons has been taken out by the Petitioners in a Petition filed under section 34 of the Arbitration and Conciliation Act,1996. On an application made by the Respondents under section 34(4) of the said Act of 1996, an order was passed by this court on 19th September 2006 by which the proceedings of the Arbitration Petition were adjourned to enable the Arbitrators to resume the arbitral proceedings or to take such other action as in his opinion is necessary to avoid the possibility of the award being set aside. On the basis of the said order, the learned Arbitrator resumed the said proceedings and passed a Supplementary/further Award dated 28th November 2006. The present chamber summons is

taken out for amending the arbitration petition for challenging further Award/Order dated 28th November 2006.

3. In my view the chamber summons deserves to be allowed to avoid multiplicity of the proceeding. Accordingly, chamber summons is allowed in terms of prayer clause (A). Amendment to be carried out within a period of three weeks from today. It will be open for the Respondents to file further reply to the arbitration petition within a period of four weeks from the date on which a copy of amended petition is served to the Respondents.

JUDGE